# SENATE BILL No. 373

#### DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-24; IC 9-29-9.

**Synopsis:** Driver's licenses for veterans. Provides that an individual may request an indication of the individual's status as a surviving spouse of a veteran on the individual's driver's license or state identification card. (Current law provides only for an indication of veteran status.) Provides that driver's licenses and permits and state identifications for certain veterans and surviving spouses of veterans may be issued without charge.

Effective: July 1, 2016.

## Waltz

January 11, 2016, read first time and referred to Committee on Homeland Security & Transportation.



#### Second Regular Session 119th General Assembly (2016)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in this style type, and deletions will appear in this style type.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or *this style type* reconciles conflicts between statutes enacted by the 2015 Regular Session of the General Assembly.

### SENATE BILL No. 373

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

1	SECTION 1. IC 9-24-9-2, AS AMENDED BY P.L.149-2015
2	SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3	JULY 1, 2016]: Sec. 2. (a) Except as provided in subsection (b), each
4	application for a license or permit under this chapter must require the
5	following information:
6	(1) The full legal name of the applicant.
7	(2) The applicant's date of birth.
8	(3) The gender of the applicant.
9	(4) The applicant's height, weight, hair color, and eye color.
10	(5) The principal address and mailing address of the applicant.
11	(6) A:
12	(A) valid Social Security number; or
13	(B) verification of an applicant's:
14	(i) ineligibility to be issued a Social Security number; and
15	(ii) identity and lawful status.
16	(7) Whether the applicant has been subject to fainting spells or
17	seizures.



1	(8) Whether the applicant has been licensed as an operator, a
2	chauffeur, or a public passenger chauffeur or has been the holder
3	of a learner's permit, and if so, when and by what state.
4	(9) Whether the applicant's license or permit has ever been
5	suspended or revoked, and if so, the date of and the reason for the
6	suspension or revocation.
7	(10) Whether the applicant has been convicted of:
8	(A) a crime punishable as a felony under Indiana motor
9	vehicle law; or
10	(B) any other felony in the commission of which a motor
11	vehicle was used;
12	that has not been expunged by a court.
13	(11) Whether the applicant has a physical or mental disability,
14	and if so, the nature of the disability and other information the
15	bureau directs.
16	(12) The signature of the applicant showing the applicant's legal
17	name as it appears or will appear on the license or permit.
18	(13) A digital photograph of the applicant.
19	The bureau shall maintain records of the information provided under
20	subdivisions (1) through (13).
21	(b) For purposes of subsection (a), an individual certified as a
22	program participant in the address confidentiality program under
23	IC 5-26.5 is not required to provide the individual's principal address
24	and mailing address, but may provide an address designated by the
25	office of the attorney general under IC 5-26.5 as the individual's
26	principal address and mailing address.
27	(c) In addition to the information required by subsection (a), an
28	applicant who is required to complete at least fifty (50) hours of
29	supervised practice driving under IC 9-24-3-2.5(a)(1)(E) or
30	IC 9-24-3-2.5(a)(2)(D) must submit to the bureau evidence of the time
31	logged in practice driving. The bureau shall maintain a record of the
32	time log provided.
33	(d) In addition to the information required under subsection (a), an
34	application for a license or permit to be issued under this chapter must
35	enable the applicant to indicate that the applicant is a member of the
36	armed forces of the United States and wishes to have an indication of
37	the applicant's veteran or active military or naval service status appear
38	on the license or permit. An applicant who wishes to have an indication
39	of the applicant's veteran or active military or naval service status
40	appear on a license or permit must:
41	(1) indicate on the application that the applicant:
42	(A) is a member of the armed forces of the United States; and



1	(B) wishes to have an indication of the applicant's veteran or
2	active military or naval service status appear on the license or
3	permit; and
4	(2) verify the applicant's:
5	(A) veteran status by providing proof of discharge or
6	separation, other than a dishonorable discharge, from the
7	armed forces of the United States; or
8	(B) active military or naval service status by means of a
9	current armed forces identification card.
10	The bureau shall maintain records of the information provided under
l 1	this subsection.
12	(e) The bureau may adopt rules under IC 4-22-2 to:
13	(1) verify an applicant's identity, lawful status, and residence; and
14	(2) invalidate on a temporary basis a license or permit that has
15	been issued based on fraudulent documentation.
16	(f) In addition to the information required under subsection (a),
17	an application for a license or permit to be issued under this
18	chapter must enable the applicant to indicate that the applicant is
19	a surviving spouse of a veteran of the armed forces of the United
20	States and wishes to have an indication of the applicant's surviving
21	spouse of a veteran status appear on the license or permit. An
22	applicant who wishes to have an indication of the applicant's
23	surviving spouse of a veteran status appear on a license or permit
24	must:
22 23 24 25 26	(1) indicate on the application that the applicant:
	(A) is a surviving spouse of a veteran of the armed forces
27	of the United States; and
28	(B) wishes to have an indication of the applicant's
29	surviving spouse of a veteran status appear on the license
30	or permit; and
31	(2) provide the documentation necessary to verify that the
32	applicant was married to, at the individual's time of death, an
33	individual who:
34	(A) had served in:
35	(i) the United States armed forces or their reserves;
36	(ii) the Indiana Army National Guard; or
37	(iii) the Indiana Air National Guard; and
38	(B) received an honorable discharge from service.
39	The bureau shall maintain records of the information provided
10	under this subsection.
11	SECTION 2. IC 9-24-11-1, AS AMENDED BY P.L.125-2012,
12	SECTION 207, IS AMENDED TO READ AS FOLLOWS



1	[EFFECTIVE JULY 1, 2016]: Sec. 1. (a) Subject to subsection (b)
2	the bureau shall issue a permit or license to every applicant who meets
3	the following conditions:
4	(1) Qualifies as required.
5	(2) Makes the proper application.
6	(3) Pays the required fee.
7	(4) Passes the required examinations.
8	(b) Notwithstanding any other law, the bureau shall issue a
9	permit or license, without payment of a fee, to an applicant who:
10	(1) wishes to have:
11	(A) an indication of the applicant's veteran or active
12	military or naval service status appear on a license of
13	permit; or
14	(B) an indication that the applicant is a surviving spouse of
15	a veteran status appear on a license or permit; and
16	(2) meets all the requirements of this chapter to receive a
17	permit or license.
18	SECTION 3. IC 9-24-11-5.5, AS AMENDED BY P.L.77-2015
19	SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
20	JULY 1, 2016]: Sec. 5.5. (a) If a permittee or licensee has under
21	IC 9-24-9-2(d):
22	(1) indicated on the application that the permittee or licensee is a
23 24	member of the armed forces of the United States and wishes to
24	have an indication of the permittee's or licensee's veteran or active
25	military or naval service status appear on the license or permit
26	and
27	(2) provided proof of:
28	(A) discharge or separation, other than a dishonorable
29	discharge, from the armed forces of the United States; or
30	(B) active military or naval service status;
31	an indication of the permittee's or licensee's veteran or active military
32	or naval service status shall be shown on the license or permit.
33	(b) If a permittee or licensee has under IC 9-24-9-2(f):
34	(1) indicated on the application that the permittee or licensee
35	(A) is a surviving spouse of a veteran of the armed forces
36	of the United States; and
37	(B) wishes to have an indication of the permittee's or
38	licensee's surviving spouse of a veteran status appear or
39	the license or permit; and
10	(2) provided documentation necessary to verify that the
<del>1</del> 1	applicant was married to, at the individual's time of death, ar
12	individual who:



1	(A) had served in:
2	(i) the United States armed forces or their reserves;
3	(ii) the Indiana Army National Guard; or
4	(iii) the Indiana Air National Guard; and
5	(B) received an honorable discharge from service;
6	an indication of the permittee's or licensee's surviving spouse of a
7	veteran status must be shown on the license or permit.
8	SECTION 4. IC 9-24-16-2, AS AMENDED BY P.L.77-2015,
9	SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
10	JULY 1, 2016]: Sec. 2. (a) An application for an identification card
11	issued under this chapter must require the following information
12	concerning an applicant:
13	(1) The full legal name of the applicant.
14	(2) The applicant's date of birth.
15	(3) The gender of the applicant.
16	(4) The applicant's height, weight, hair color, and eye color.
17	(5) The principal address and mailing address of the applicant.
18	(6) A:
19	(A) valid Social Security number; or
20	(B) verification of an applicant's:
21	(i) ineligibility to be issued a Social Security number; and
22	(ii) identity and lawful status.
23	(7) A digital photograph of the applicant.
24	(8) The signature of the applicant showing the applicant's legal
25	name as it will appear on the identification card.
26	(9) If the applicant is also applying for a Class B motor driven
27	cycle endorsement, verification that the applicant has
28	satisfactorily completed the test required under section 3.6 of this
29	chapter.
30	The bureau shall maintain records of the information provided under
31	subdivisions (1) through (9).
32	(b) The bureau may invalidate an identification card that the bureau
33	believes to have been issued as a result of fraudulent documentation.
34	(c) The bureau:
35	(1) shall adopt rules under IC 4-22-2 to establish a procedure to
36	verify an applicant's identity and lawful status; and
37	(2) may adopt rules to establish a procedure to temporarily
38	invalidate an identification card that it believes to have been
39	issued based on fraudulent documentation.
40	(d) For purposes of subsection (a), an individual certified as a
41	program participant in the address confidentiality program under
42	IC 5-26.5 is not required to provide the individual's principal address



1	and mailing address, but may provide an address designated by the
2	office of the attorney general under IC 5-26.5 as the individual's
3	principal address and mailing address.
4	(e) In addition to the information required under subsection (a), an
5	application for an identification card to be issued under this chapter
6	must enable the applicant to indicate that the applicant is a member of
7	the armed forces of the United States and wishes to have an indication
8	of the applicant's veteran or active military or naval service status
9	appear on the identification card. An applicant who wishes to have an
10	indication of the applicant's veteran or active military or naval service
11	status appear on the identification card must:
12	(1) indicate on the application that the applicant:
13	(A) is a member of the armed forces of the United States; and
14	(B) wishes to have an indication of the applicant's veteran or
15	active military or naval service status appear on the
16	identification card; and
17	(2) verify the applicant's:
18	(A) veteran status by providing proof of discharge or
19	separation, other than a dishonorable discharge, from the
20	armed forces of the United States; or
21	(B) active military or naval service status by means of a
22	current armed forces identification card.
23	The bureau shall maintain records of the information provided under
24	this subsection.
25	(f) In addition to the information required under subsection (a),
26	an application for an identification card to be issued under this
27	chapter must enable the applicant to indicate that the applicant is
28	a surviving spouse of a veteran of the armed forces of the United
29	States and wishes to have an indication of the applicant's surviving
30	spouse of a veteran status appear on the identification card. An
31	applicant who wishes to have an indication of the applicant's
32	surviving spouse of a veteran status appear on the identification
33	card must:
34	(1) indicate on the application that the applicant:
35	(A) is a surviving spouse of a veteran of the armed forces
36	of the United States; and
37	(B) wishes to have an indication of the applicant's
38	surviving spouse of a veteran status appear on the
39	identification card; and
40	(2) provide the documentation necessary to verify that the
41	applicant was married to, at the individual's time of death, an



individual who:

1	(A) had served in:
2	(i) the United States armed forces or their reserves;
3	(ii) the Indiana Army National Guard; or
4	(iii) the Indiana Air National Guard; and
5	(B) received an honorable discharge from service.
6	The bureau shall maintain records of the information provided
7	under this subsection.
8	SECTION 5. IC 9-24-16-3, AS AMENDED BY P.L.77-2015,
9	SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
0	JULY 1, 2016]: Sec. 3. (a) An identification card must have the same
l 1	dimensions and shape as a driver's license, but the card must have
12	markings sufficient to distinguish the card from a driver's license.
13	(b) Except as provided in subsection (g), (h), the front side of an
14	identification card must contain the expiration date of the identification
15	card and the following information about the individual to whom the
16	card is being issued:
17	(1) Full legal name.
18	(2) The address of the principal residence.
19	(3) Date of birth.
20	(4) Date of issue and date of expiration.
21	(5) Unique identification number.
22 23 24	(6) Gender.
23	(7) Weight.
	(8) Height.
25 26	(9) Color of eyes and hair.
26	(10) Reproduction of the signature of the individual identified.
27	(11) Whether the individual is blind (as defined in
28	IC 12-7-2-21(1)).
29	(12) If the individual is less than eighteen (18) years of age at the
30	time of issuance, the dates on which the individual will become:
31	(A) eighteen (18) years of age; and
32	(B) twenty-one (21) years of age.
33	(13) If the individual is at least eighteen (18) years of age but less
34	than twenty-one (21) years of age at the time of issuance, the date
35	on which the individual will become twenty-one (21) years of age.
36	(14) Digital photograph of the individual.
37	(c) The information contained on the identification card as required
38	by subsection (b)(12) or (b)(13) for an individual who is less than
39	twenty-one (21) years of age at the time of issuance shall be printed
10	prominently on the identification card.
11	(d) If the individual:
12	(1) indicated on the application that the individual is a member of



1	the armed forces of the United States and wishes to have an
2	indication of the individual's veteran or active military or naval
3	service status appear on the identification card; and
4	(2) provided proof of:
5	(A) any discharge or separation, other than a dishonorable
6	discharge, from the armed forces of the United States; or
7	(B) active military or naval service status;
8	an indication of the individual's veteran or active military or naval
9	service status shall be shown on the identification card.
10	(e) If the individual indicates on the application that the
11	individual is a surviving spouse of a veteran of the armed forces of
12	the United States and wishes to have an indication of the
13	applicant's surviving spouse of a veteran status appear on the
14	identification card, an indication of the individual's surviving
15	spouse of a veteran status must be shown on the identification card.
16	(e) (f) If the applicant for an identification card submits information
17	to the bureau concerning the applicant's medical condition, the bureau
18	shall place an identifying symbol on the face of the identification card
19	to indicate that the applicant has a medical condition of note. The
20	bureau shall include information on the identification card that briefly
21	describes the medical condition of the holder of the card. The
22	information must be printed in a manner that alerts a person reading the
23	card to the existence of the medical condition. The applicant for an
24	identification card is responsible for the accuracy of the information
25	concerning the medical condition submitted under this subsection. The
26	bureau shall inform an applicant that submission of information under
27	this subsection is voluntary.
28	(f) (g) An identification card issued by the state to an individual
29	who:
30	(1) has a valid, unexpired nonimmigrant visa or has nonimmigrant
31	visa status for entry in the United States;
32	(2) has a pending application for asylum in the United States;
33	(3) has a pending or approved application for temporary protected
34	status in the United States;
35	(4) has approved deferred action status; or
36	(5) has a pending application for adjustment of status to that of an
37	
38	alien lawfully admitted for permanent residence in the United
	States or conditional permanent residence status in the United
39	States;
40	must be clearly identified as a temporary identification card. A
41	temporary identification card issued under this subsection may not be
42	renewed without the presentation of valid documentary evidence



1	proving that the holder of the identification card's temporary status has
2	been extended.
3	(g) (h) For purposes of subsection (b), an individual certified as a
4	program participant in the address confidentiality program under
5	IC 5-26.5 is not required to provide the address of the individual's
6	principal residence, but may provide an address designated by the
7	office of the attorney general under IC 5-26.5 as the address of the
8	individual's principal residence.
9	(h) (i) The bureau shall validate an identification card for Class B
10	motor driven cycle operation upon a highway by endorsement to an
11	individual who:
12	(1) applies for or has previously been issued an identification card
13	under this chapter;
14	(2) makes the appropriate application for endorsement; and
15	(3) satisfactorily completes the test required under section 3.6 of
16	this chapter.
17	The bureau shall place a designation on the face of the identification
18	card to indicate that the individual has received a Class B motor driven
19	cycle endorsement.
20	SECTION 6. IC 9-24-16-10, AS AMENDED BY P.L.149-2015
21	SECTION 71, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22	JULY 1, 2016]: Sec. 10. (a) The bureau may:
23	(1) adopt rules under IC 4-22-2, including rules to:
24	(A) verify an applicant's identity, lawful status, and residence;
25	and
26	(B) invalidate on a temporary basis a license or permit that
27	was issued based on fraudulent documentation; and
28	(2) prescribe all forms necessary;
29	to implement this chapter.
30	(b) The bureau may not impose a fee for the issuance of:
31	(1) an original;
32	(2) a renewal of an;
33	(3) a replacement; or
34	(4) an amended;
35	identification card to an individual described in subsection (c). For
36	purposes of this subsection, the amendment of an identification card
37	includes the addition of a Class B motor driven cycle endorsement to
38	the identification card.
39	(c) An identification card must be issued without the payment of a
40	fee or charge to an individual who meets both of the following
41	requirements:
42	(1) The individual:



1	(A) does not have a valid Indiana driver's license and (2) wil
2	be at least eighteen (18) years of age and eligible to vote in the
3	next general, municipal, or special election; or
4	(B) wishes to have:
5	(i) an indication of the applicant's veteran or active
6	military or naval service status appear on the
7	identification card; or
8	(ii) an indication that the applicant is a surviving spouse
9	of a veteran status appear on the identification card.
10	(2) The individual meets all of the conditions under this
11	chapter to receive an identification card.
12	SECTION 7. IC 9-29-9-2.1, AS ADDED BY P.L.216-2014
13	SECTION 126, IS AMENDED TO READ AS FOLLOWS
14	[EFFECTIVE JULY 1, 2016]: Sec. 2.1. (a) The fee for an operator's
15	license issued under IC 9-24-3 or renewed under IC 9-24-12 to ar
16	individual who is less than seventy-five (75) years of age is seventeer
17	dollars and fifty cents (\$17.50). The fee shall be distributed as follows
18	(1) Fifty cents (\$0.50) to the state motor vehicle technology fund
19	(2) Two dollars (\$2) to the crossroads 2000 fund.
20	(3) Four dollars and fifty cents (\$4.50) to the motor vehicle
21	highway account.
22	(4) For an operator's license issued or renewed before July 1
23	2019, as follows:
24	(A) One dollar and twenty-five cents (\$1.25) to the integrated
25	public safety communications fund.
26	(B) Nine dollars and twenty-five cents (\$9.25) to the
27	commission fund.
28	(5) For an operator's license issued or renewed after June 30
29	2019, ten dollars and fifty cents (\$10.50) to the commission fund
30	(b) The fee for an operator's license issued under IC 9-24-3 or
31	renewed under IC 9-24-12 to an individual who is at least seventy-five
32	(75) years of age and less than eighty-five (85) years of age is elever
33	dollars (\$11). The fee shall be distributed as follows:
34	(1) Fifty cents (\$0.50) to the state motor vehicle technology fund
35	(2) One dollar and fifty cents (\$1.50) to the crossroads 2000 fund
36	(3) Three dollars (\$3) to the motor vehicle highway account.
37	(4) For an operator's license issued or renewed before July 1
38	2019, as follows:
39	(A) One dollar and twenty-five cents (\$1.25) to the integrated
40	public safety communications fund.
41	(B) Four dollars and seventy-five cents (\$4.75) to the
42	commission fund.
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1	(5) For an operator's license issued or renewed after June 30,
2	2019, six dollars (\$6) to the commission fund.
3	(c) The fee for an operator's license issued under IC 9-24-3 or
4	renewed under IC 9-24-12 to an individual who is at least eighty-five
5	(85) years of age is seven dollars (\$7). The fee shall be distributed as
6	follows:
7	(1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
8	(2) One dollar (\$1) to the crossroads 2000 fund.
9	(3) Two dollars (\$2) to the motor vehicle highway account.
10	(4) For an operator's license issued or renewed before July 1,
11	2019, as follows:
12	(A) One dollar and twenty-five cents (\$1.25) to the integrated
13	public safety communications fund.
14	(B) Two dollars and twenty-five cents (\$2.25) to the
15	commission fund.
16	(5) For an operator's license issued or renewed after June 30,
17	2019, three dollars and fifty cents (\$3.50) to the commission fund.
18	(d) There is no fee for an operator's license issued under
19	IC 9-24-11 or renewed under IC 9-24-12 to an individual who:
20	(1) wishes to have:
21	(A) an indication of the applicant's veteran or active
22	military or naval service status appear on a license or
23 24	permit; or
24	(B) an indication that the applicant is a surviving spouse of
25	a veteran status appear on a license or permit; and
26	(2) meets all the requirements of IC 9-24 to receive a permit
27	or license.
28	SECTION 8. IC 9-29-9-15, AS AMENDED BY P.L.197-2015,
29	SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
30	JULY 1,2016]: Sec. 15. (a) Except as provided in subsection (b) or (c),
31	(b), (c), or (d), the fee for the issuance, renewal, amendment, or
32	replacement of an identification card under IC 9-24-16 or a photo
33	exempt identification card under IC 9-24-16.5 is eleven dollars and
34	fifty cents (\$11.50). The fee shall be distributed as follows:
35	(1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
36	(2) One dollar and twenty-five cents (\$1.25) deposited as follows:
37	(A) For an identification card or photo exempt identification
38	card issued, renewed, amended, or replaced before July 1,
39	2019, into the integrated public safety communications fund.
10	(B) For an identification card or photo exempt identification
11	card issued, renewed, amended, or replaced after June 30,
12	2019, into the commission fund.



1	(3) Two dollars and seventy-five cents (\$2.75) to the motor
2	vehicle highway account.
3	(4) Seven dollars (\$7) to the commission fund.
4	(b) The fee for the issuance, renewal, amendment, or replacement
5	of an identification card under IC 9-24-16 or a photo exempt
6	identification card under IC 9-24-16.5 issued to an individual who is at
7	least sixty-five (65) years of age or to an individual with a physical
8	disability who is not entitled to obtain a driver's license is nine dollars
9	(\$9). The fee shall be distributed as follows:
10	(1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
11	(2) One dollar and fifty cents (\$1.50) to the motor vehicle
12	highway account.
13	(3) For an identification card or photo exempt identification card
14	issued, renewed, amended, or replaced before July 1, 2019, as
15	follows:
16	(A) One dollar and twenty-five cents (\$1.25) to the integrated
17	public safety communications fund.
18	(B) Five dollars and seventy-five cents (\$5.75) to the
19	commission fund.
20	(4) For an identification card or photo exempt identification card
21	issued, renewed, amended, or replaced after June 30, 2019, seven
22	dollars (\$7) to the commission fund.
23	(c) There is no fee for an identification card issued under
24	IC 9-24-16-10 for purposes of voting in an election.
25	(d) There is no fee for an identification card issued, renewed,
26	amended or replaced for an individual who:
27	(1) wishes to have:
28	(A) an indication of the applicant's veteran or active
29	military or naval service status appear on the identification
30	card; or
31	(B) an indication that the applicant is a surviving spouse of
32	a veteran status appear on the identification card; and
33	(2) meets all the conditions under IC 9-24-16 to receive an
34	identification card.

